

**SENATE . . . . . No. 192**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Bruce E. Tarr*

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to reduce the furnishing or procuring of alcohol to a minor by an adult.

PETITION OF:

| NAME:                         | DISTRICT/ADDRESS:                   |
|-------------------------------|-------------------------------------|
| <i>Bruce E. Tarr</i>          | <i>First Essex and Middlesex</i>    |
| <i>Viriato M. deMacedo</i>    | <i>Plymouth and Barnstable</i>      |
| <i>Donald F. Humason, Jr.</i> | <i>Second Hampden and Hampshire</i> |

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By Mr. Tarr, a petition (accompanied by bill, Senate, No. 192) of Bruce E. Tarr, Viriato M. deMacedo and Donald F. Humason, Jr. for legislation to reduce the furnishing or procuring of alcohol to a minor by an adult. Consumer Protection and Professional Licensure.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 145 OF 2013-2014.]

**The Commonwealth of Massachusetts**

\_\_\_\_\_  
**In the One Hundred and Eighty-Ninth General Court  
(2015-2016)**  
\_\_\_\_\_

An Act to reduce the furnishing or procuring of alcohol to a minor by an adult.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           SECTION 1. Section 34 of Chapter 138 of the General Laws, as appearing in the 2014  
2 Official Edition, is hereby amended by adding after the word "both." in line 17 the following  
3 sentences: -

4           A conviction or an admission of sufficient facts to a violation of this section shall be  
5 reported forthwith to the registrar of motor vehicles by the court. Upon receipt of such notice,  
6 the registrar shall thereupon suspend for not less than 60 days and not more than two years the  
7 violators license or right to operate a motor vehicle; provided further that any person whose  
8 license is terminated under this section may apply for and shall be granted a hearing before the  
9 registrar for the purpose of requesting the issuance of a new license for employment or education  
10 purposes, which license shall be valid for a period of not more than one year, and which shall be

11 effective for not more than an identical twelve hour period every day on the grounds of hardship  
12 and a showing by the person that the causes of the present and past violations have been dealt  
13 with, and the registrar may issue such license under such terms and conditions as appropriate and  
14 necessary; and provided, further, that such person may, after the expiration of one year from the  
15 date of conviction, apply for and shall be granted a hearing before the registrar for the purpose of  
16 requesting the issuance of a new license on a limited basis on the grounds of hardship and a  
17 showing by the person that the causes of the present and past violations have been dealt with or  
18 brought under control and the registrar may issue such a license under such terms and conditions  
19 as appropriate and necessary.

20 Persons serving or distributing alcoholic beverages pursuant to sections 12 and 15 of  
21 chapter 138 shall not be subject to the provisions of this act.

22 SECTION 2. Section 34D of Chapter 138 of the General Laws, as so appearing, is  
23 hereby amended by adding, after the word "alcohol" in line 7, the following: - "and the penalties  
24 set forth in Section 34 of this chapter for the sale, delivery or furnishing of alcoholic beverages to  
25 persons under the age of 21."